

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2016-010115

02/15/2018

HON. RANDALL H. WARNER

CLERK OF THE COURT  
K. Ballard  
Deputy

ROBERT J BARON

ROBERT J BARON  
18631 N 19TH AVE  
158-288  
PHOENIX AZ 85027

v.

HONORHEALTH, et al.

ANDREW S ASHWORTH

RULING

Before the court and fully briefed is Plaintiff's January 8, 2018 Motion to Compel Depositions. Oral argument is unnecessary. The number of depositions Plaintiff seeks is disproportionate in light of the issues in the case. But Plaintiff is entitled to some non-party depositions.

**IT IS ORDERED** granting the Motion in part. In addition to taking a deposition of the "party," Plaintiff may take three non-party depositions not exceeding two hours per deposition. Plaintiff may choose which non-parties he deposes.

The court notes that at some point Defendant may file a motion for summary judgment and may attach affidavits to its motions. If it attaches the affidavits of persons Plaintiff did not depose, the court will likely grant leave for Plaintiff to depose those affiants before responding to the Motion. So if Defendant intends to obtain affidavits in support of a summary judgment motion, it should consider allowing depositions of those affiants in advance.